# Public Utilities Commission of the State of California

William Ahern, Executive Director

<u>Headquarters</u> 505 Van Ness Avenue San Francisco, CA 94102 (415) 703-2782 Southern California Office 320 West 4<sup>th</sup> Street, Suite 500 Los Angeles, CA 90013 (213) 576-7000

Website: http://www.cpuc.ca.gov Calendar Archive: http://www.cpuc.ca.gov/daily\_calendar\_archive/

# Daily Calendar Thursday, June 26, 2003

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
- Miscellaneous Telecommunication Matters
- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. Please see the *Notice to People With Disabilities* section on page two of this Daily Calendar for further information.

#### REGULAR COMMISSION BUSINESS MEETINGS

July 10, 2003	10 am	San Francisco
August 21, 2003	10 am	San Francisco
September 4, 2003	10 am	San Francisco

#### COMMISSION RATESETTING DELIBERATIVE MEETINGS

(Not Open to the Public)

Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.

July 7, 2003	1:30 pm	San Francisco
August 18, 2003	1:30 pm	San Francisco
August 29, 2003	11:00 am	San Francisco

#### OTHER COMMISSION MEETINGS

7/9/03	10:00 a.m.	(PHC) - Order Instituting Investigation into the
ALJ Barnett	I.02-04-026	ratemaking implications for Pacific Gas and Electric
Comr Peevey		Company (PG&E) pursuant to the Commission's
		Alternative Plan of Reorganization under Chapter 11 of
		the Bankruptcy Code for PG&E, in the United States
		Bankruptcy Court, Northern District of California, San
		Francisco Division, In re Pacific Gas and Electric
		Company, Case No. 01-30923 DM; Commission
		Auditorium, San Francisco

#### NOTICE TO PEOPLE WITH DISABILITIES

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office <u>at least three</u> <u>business days in advance of the meeting</u>. Contact the Public Advisor's Office by any one of the following:

• e-mail: public.advisor@cpuc.ca.gov

toll-free: 1-866-849-8390 Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)

TTY: 1-866-836-7825 (toll-free) 1-415-703-5282

#### **NOTICES**

# **Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

#### **Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

#### Commission Resources Available for Rental

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

#### SUBSCRIPTION INFORMATION

### Subscription Notice for Draft Agenda Items

In compliance with Public Utilities Code Section 311.5, parties who wish to subscribe to receive draft agenda items may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The cost for a one-year subscription to the entire public agenda package (which excludes Executive Session materials) is \$1,000. You may also order a partial agenda package (energy agenda items only or telecommunication agenda items only) at the cost of \$500 per year. The package you receive via mail will include only those agenda items available at the time of the agenda distribution date, which is usually 10 to 12 days prior to the Commission meeting. If agenda items (including revisions) are not ready on the distribution date, they will be made available at no charge in the lobby outside the Commission Auditorium at 9:00 a.m. on the morning of the Commission meeting, but not earlier.

In addition, the Commission will make draft agenda items available for viewing and photocopying (at 20 cents per page) at the Commission's Central Files Office (Room 2002), 505 Van Ness Avenue, San Francisco, and in the Los Angeles, San Diego, and Sacramento field offices. Since the agenda package will be mailed to these locations, it will be available at these locations a day or two after the distribution date. These locations will not receive agenda items that are not ready on the distribution date.

If an agenda item is held over to a subsequent Commission meeting, that agenda item and

any revisions to that agenda item that were available on the morning of the initial Commission meeting (as well as any further available revisions) will be mailed in the Escutia package for the subsequent Commission meeting; the item and its revisions will also be available for viewing and photocopying in the Commission's Central Files Office and field offices as set forth above.

Intervenors who have a financial hardship determination pending or granted shall be eligible to receive draft agenda item packets at no charge.

The cost to receive the agenda only, without copies of draft agenda items, remains at \$75 per year.

### Subscription Notice for Daily Calendar and/or Agenda

Parties who wish to subscribe to the Daily Calendar and/or the Agenda may do so by writing to the Public Utilities Commission; Attention: Poly Arca, Room 1003, 505 Van Ness Avenue, San Francisco, CA 94102, or by calling (415) 703-1798. The subscription cost for the Daily Calendar is \$225 per year. The Biweekly Daily Calendar is \$50 per year. The Agenda is \$75 per year. Checks are to be made payable to the Public Utilities Commission.

#### **COMMISSIONER OFFICE HOURS**

#### **NONE**

#### **PUBLIC MEETING & WORKSHOPS**

#### Public Meeting Notice - Deaf and Disabled Telecommunications Program

DDTP Office
505 14 <sup>th</sup> Street, Suite 400
Oakland

The Deaf and Disabled Telecommunications Program Administrative Committee will hold a meeting to address the following:

## PUBLIC MEETING AGENDA

I.) Interviews for TADDAC and CRSAC Deaf Seat and II.) Public Input.

#### **Meeting Information**

For more information, please contact Katy Franco, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

## **Environmental Notice**

People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

# <u>Public Meeting - Potential Area Code Changes for the 909 Area Code</u>

July 11, 2003	San Bernardino City Council Chambers
10 am	300 North D Street
	San Bernardino
July 11, 2003	Riverside County Board of Supervisors -
2 pm	Board Room
	4080 Lemon Street
	Riverside

The California Public Utilities Commission (CPUC) will host these two meetings for local jurisdictions to review potential area code changes for the 909 area code.

# <u>Public Meeting – Public Comments on Potential Area Code Changes for the 909 Area Code</u>

July 12, 2003 10 am	Riverside City Council Chambers 3900 Main Street
	Riverside
July 15, 2003	San Bernardino City Council Chambers
7 pm	300 North 'D' Street <b>San Bernardino</b>
July 16, 2003	Murrieta City Council Chambers
2 pm	26442 Beckman Court <b>Murrieta</b>
July 16, 2003	Moreno Valley City Council Chambers
7 pm	14177 Frederick Street
	Moreno Valley
July 17, 2003	Ontario Senior Community Center
7 pm	225 East 'B' Street
	Ontario

The California Public Utilities Commission (CPUC) will also be hosting these five meetings to receive public comment on proposed changes for the 909 area code.

# NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))

The Telecommunications Division has prepared Resoltuion T-16753 tentatively for the July 10, 2003 Commission Meeting. It would cancel the CPCNs of the following 79

companies for failure to comply with D.93-05-010.

If you have comments or questions on this resolution, please direct them to:

# Joe McIlvain Telecommunications Division California Public Utilities Commission 505 Van Ness Avenue San Francisco, CA 94102

	CPCN#	<b>Company Name</b>
1.	6361	Com Tech International Corp.
2.	6362	IP Networks, Inc.
3.	6365	Avana Communications Corp.
4.	6366	Ling Telecom, Inc.
5.	6368	Intra E
6.	6369	North Star Telecom, LLC
7.	6371	Essex Communications, Inc.
8.	6372	Rubicon Technologies and Telecom
9.	6377	Clean Earth Energy, Inc.
10.	6378	<b>Actel Integrated Communications</b>
11.	6379	Enron Telecommunications, Inc.
12.	6380	GTC Telecom
13.	6382	KMC Telecom V, Inc.
14.	6386	U.S. Dial Tone, L.P.
15.	6388	Servi Sense.com, Inc.
16.	6389	Pocketpass.com, Inc.
17.	6392	IP Communications Corp.
18.	6394	<b>Broadband Digital Technologies</b>
19.	6397	Sentre Telecom, LLC
20.	6398	Accutel of Texas, Inc.
21.	6399	U.S. Data Highway Corporation
22.	6400	Global Internet Communications
23.	6403	Amtel, LLC
24.	6404	Sigma Networks Communications
25.	6407	Evulcan
26.	6409	Telegate, Inc.
27.	6411	Far East Gateway, Inc.
28.	6412	Alta Network
29.	6415	Enkido, Inc.
30.	6420	Innovative Calling Technology
31.	6425	Norbel Telecom, Inc.
32.	6426	Metro Access Exchange, LLC
33.	6428	Power Access Telecommunications
34.	6430	Tierra Telecom, inc.

35.	6431	Rocatel, Inc.
36.	6436	Sierra Pacific Communications
37.	6439	Marketasian Network, Inc.
38.	6440	Novacom Global, LLC
39.	6441	ESS.com, LLC
40.	6442	Global Broadband, Inc.
41.	6456	Global Technology dba Telera
42.	6461	Global Net Paging, Inc.
43.	6464	Broadriver Communications
44.	6465	Pathnet Operating, Inc.
45.	6466	Seven Bridges Communications
46.	6467	Global Tele Link Services, Inc.
47.	6474	Paramount International Telecom
48.	6478	Global Link Communications, Inc.
49.	6480	Evannet Communication, Inc.
50.	6482	<b>Vectron Communications Services</b>
51.	6483	CRC Communications of California
52.	6488	Talking Net California, LLC
53.	6490	Raptel Communications, LLC
54.	6491	Wherever.net USA, Inc.
55.	6492	TNS of California, Inc.
56.	6496	Contel Network, LLC
57.	6501	Paging Dimensions, Inc.
58.	6516	Multa Communications Corporation
59.	6541	Chernow Communications, Inc.
60.	6542	Communication Impact, Inc.
61.	6543	Domino Networks Communications
62.	6544	South West Communications, Inc.
63.	6545	New Access Communications, LLC
64.	6547	Lucky Communications, Inc.
65.	6548	Sierra Touch America
66.	6552	Novatel Global, LLC
67.	6553	Lightwave Communications, LLC
68.	6554	Indiginet
69.	6555	Bridgecom International, Inc.
70.	6557	Acomm, Inc.
71.	6559	Quality Telephone, Inc.
72.	6562	Aries Network, Inc.
73.	6563	Exario Telecom, Inc.
74.	6566	Power-finder West Communications
75.	6571	Optical Telephone Corporation
76.	6576	Ntera, Inc.
77.	6583	Norcom, Inc.
78.	6592	KMC Data, LLC
79.	6594	Giant Loop Telecom, Inc.

#### **NEW FILINGS**

6/23/03 A03-06-031

Pacific Bell Telephone Company (U 1001-C), for authority pursuant to Public Utilities Code Section 851 to Lease space to Pacific Telesis Group and SBC Services, Inc.

#### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

#### **NONE**

# DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \* ARBITRATOR'S REPORTS

#### **NONE**

# ADVICE LETTER FILINGS NONE

# **MISCELLANEOUS TRANSPORTATION ITEMS**Filings with Consumer Protection and Safety Division

06/18/03 TCP 16531-A

Tae Yeun Kim DBA North Tahoe Executive Shuttle; Mailing Address: P O Box 320, Tahoe City CA 96145; Terminal Address: 1270 Holly Rd, Tahoe City CA 96145; Tel. No: 408-590-1590; Application filed for Class A Charter-Party authority.

<i>J</i>		3,
06/20/03	TCP 16544-B	Timothy James Crews Dba River Transportation II; Mailing Address: 6981 Fools Canyon Rd, Georgetown CA 95634; Terminal Address: Same; Tel. No: 530-333-8001; Application filed for Class B Charter-Party authority.
06/23/03	TCP 16546-B	Michael B. Holland and Helen M. Upton DBA North Valley Shuttle; Mailing Address: 354 E. 54th Street, Chico CA 95928; Terminal Address: Same; Tel. No: 530-891-1219; Application filed for Class B Charter-Party authority.

# MISCELLANEOUS TELECOMMUNICATION MATTERS

# **NONE**

# TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS

6/13/03	A.01-06-041	Barnett – In the Matter of the Application of SIERRA PACIFIC POWER COMPANY (U-903-E) for an Order Authorizing an Immediate Interim Rate Increase,
		Subject to Refund, and for Consideration of a Rate
		Stabilization Plan.

# ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED

A.01-02-024	Duda - Joint Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Switching in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and
A.01-02-035	Duda - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of

D.99-11-050, and

A.02-02-031 Duda - Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-02-032 Duda - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-02-034 Duda - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-03-002 Duda - Application of XO California, Inc.
(U 5553 C) for the Commission to Reexamine the
Recurring Costs of DS1 and DS3 Unbundled Network
Element Loops in Its Second Annual Review of
Unbundled Network Element Costs Pursuant to Ordering
Paragraph 11 of D.99-11-050,
Evidentiary Hearing and Workshop held and
continued to June 26

C.03-02-011 Reed - Cox California Telcom, L.L.C. dba Cox Communications (U-5684-C), Complainant, vs. Southwestern Bell Corporation (U-1001-C), Defendant, Evidentiary Hearing held and continued to June 26

R.03-02-035 Econome - Rulemaking for the Purpose of Amending General Order 156

Prehearing Conference held and no report given 10:00 a.m. A.03-05-002

7/24/03

**ALJ** Gottstein

Comr Kennedy

#### REMOVALS FROM CALENDAR

#### **NONE**

**NEW SETTINGS** 

(PHC) - Annual Earnings Assessment Proceeding
(AEAP) Application of Pacific Gas and Electric Company
for Approval of Energy Efficiency Shareholder Incentives

for Third Claim for Incentives for 1998 Accomplishments for Pre-1998 Programs, and for Recovery of Costs for the

2002 Interruptible Load Programs (U 39 M), and

A.03-05-003 (PHC) - In the Matter of the Application of Southern

California Gas Company (U904G) for Authority to Increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Year 1997 and Low-Income Program Years 2001

and 2002 in the 2003 Annual Earnings Assessment

Proceeding ("AEAP"), and

A.03-05-004 (PHC) - In the Matter of the Application of San Diego

Gas & Electric Company for Approval of Incentives Associated with its Accomplishments for Low Income Program Year 2001 and Demand Response Program Expenditures in the 2003 Annual Earnings Assessment

Proceeding ("AEAP"), and

A.03-05-009 (PHC) - In the Matter of the Application of Southern

California Edison Company (U338-E) for Approval of Pre-1998 Demand-Side Management Earnings Claims, 2001 and 2002 Low Income Energy Efficiency Earnings Claims, and Interruptible Load Programs Memorandum Account Balances Recorded in 2002, and In Support of 2002 Energy Efficiency Program Performance

2002 Energy Efficiency Program Performance

Achievements,

**Commission Courtroom, San Francisco** 

#### LAW AND MOTION

Law and Motion Hearings are held before **Administrative Law Judge Sarah R. Thomas** and **Peter Allen** at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

6/30/03	10:00 a.m.	NONE SCHEDULED
7/7/03	10:00 a.m.	NONE SCHEDULED
7/14/03	10:00 a.m.	NONE SCHEDULED

# FINAL ORAL ARGUMENTS (FOA)

#### **NONE**

#### **HEARINGS**

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

(PHC) = Prehearing Conference	(WS) = Workshop
(EH) = Evidentiary Hearing	(FPH) = Full Panel Hearing
(PPH) = Public Participation Hearing	(AH) = Arbitration Hearing
(IAM) = Initial Arbitration Meeting	(CA) = Closing Argument
(M) = Mediation	(LM) = Law & Motion
(ECP) = Expedited Complaint Procedure	(OA) = Oral Argument
(OSC) = Order to Show Cause	•

6/26/03	9:00 a.m. –	(EH and WS) - Joint Application of AT&T
ALJ Duda	4:00 p.m.	Communications of California, Inc. (U 5002 C) and
Comr Wood	A.01-02-024	WorldCom, Inc. for the Commission to Reexamine the
		Recurring Costs and Prices of Unbundled Switching in
		Its First Annual Review of Unbundled Network
		Element Costs Pursuant to Ordering Paragraph 11 of
		D.99-11-050, and

A.01-02-035 (E

(EH and WS) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Loops in Its First Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-02-031

(EH and WS) - Application of The Telephone Connection Local Services, LLC (U 5522 C) for the Commission to Reexamine the Recurring Costs and Prices of the DS-3 Entrance Facility Without Equipment in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-02-032

(EH and WS) - Application of AT&T Communications of California, Inc. (U 5002 C) and WorldCom, Inc. for the Commission to Reexamine the Recurring Costs and Prices of Unbundled Interoffice Transmission Facilities and Signaling Networks and Call-Related Databases in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-02-034

(EH and WS) - Application of Pacific Bell Telephone Company (U 1001 C) for the Commission to Reexamine the Costs and Prices of the Expanded Interconnection Service Cross-Connect Network Element in the Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, and

A.02-03-002

(EH and WS) - Application of XO California, Inc. (U 5553 C) for the Commission to Reexamine the Recurring Costs of DS1 and DS3 Unbundled Network Element Loops in Its Second Annual Review of Unbundled Network Element Costs Pursuant to Ordering Paragraph 11 of D.99-11-050, San Francisco Civic Center Complex 455 Golden Gate Ave., Hearing room 9 San Francisco, CA

congression and the		
6/26/03 ALJ Reed Comr Brown	9:30 a.m. C.03-02-011	(EH) - Cox California Telcom, L.L.C. dba Cox Communications (U-5684-C), Complainant, vs. Southwestern Bell Corporation (U-1001-C), Defendant, Commission Courtroom, San Francisco
6/30/03 ALJ Cooke & ALJ Halligan Comr Peevey	9:00 a.m. A.02-11-017	(EH) - Application of Pacific Gas and Electric Company for Authority, Among Other Things, To Increase Revenue Requirements for Electric and Gas Service and to Increase Rates and Charges for Gas Service Effective on January 1, 2003. (U 39 M), and
	I.03-01-012	(EH) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Pacific Gas and Electric Company, and
	A.02-09-005 (Phase 1)	(EH) - Application of Pacific Gas and Electric Company Pursuant to Resolution E-3770 for Reimbursement of Costs Associated with Delay in Implementation of PG&E's New Customer Information System Caused by the 2002 20/20 Customer Rebate Program. (U 39 E), Commission Courtroom, San Francisco (also July 1 – July 3; July 7 – 11; July 14 – 18; and July 21 – 25)
7/1/03 ALJ Barnett	11:00 a.m. C.03-06-001	(ECP) - Judy Zarachoff, Complainant, vs. Verizon Wireless, Defendant, Commission Courtroom, State Office Building 320 West 4 <sup>th</sup> Street, Suite 500 Los Angeles, CA
7/1/03 ALJ Barnett	12:00 noon C.03-05-041	(ECP) - Alfredo Ayala, Complainant, vs. Southern California Gas Company, Defendant, Commission Courtroom, State Office Building 320 West 4 <sup>th</sup> Street, Suite 500 Los Angeles, CA
7/8/03 ALJ Allen Comr Brown	10:00 a.m. A.00-11-038	(PHC and WS) - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and

	A.00-11-056	(PHC and WS) - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and
	A.00-10-028	(PHC and WS) - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527, Commission Courtroom, San Francisco
7/8/03 ALJ O'Donnell Comr Peevey	10:00 a.m. A.03-01-016	(PHC) - In the Matter of the Application of Epixtar Communications Corp. for Registration as an Interexchange Carrier Telephone Corporation Pursuant to the Provisions of Public Utilities Code Section 1013, Commission Courtroom, San Francisco
7/9/03 ALJ Barnett Comr Peevey	10:00 a.m. I.02-04-026	(PHC) - Order Instituting Investigation into the ratemaking implications for Pacific Gas and Electric Company (PG&E) pursuant to the Commission's Alternative Plan for Reorganization under Chapter 11 of the Bankruptcy Code for PG&E, in the United States Bankruptcy Court, Northern District of California, San Francisco Division, In re Pacific Gas and Electric Company, Case No. 01-30923 DM, Commission Auditorium, San Francisco
7/9/03 ALJ Patrick	1:00 p.m. C.03-06-004	(ECP) - Nancy Cross, Complainant, vs. Comcast Phone of California, LLC, Defendant, Fremont City Hall – Building A 3300 Capitol Avenue, Ohlone Room Fremont, CA
7/16/03 ALJ Patrick	10:00 a.m. C.03-06-017	(ECP) - Eddie J. Suber, Jr., Complainant, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco
7/16/03 ALJ Walwyn Comr Peevey	10:00 a.m. R.01-10-024	(PHC) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,  Commission Courtroom, San Francisco
7/17/03 ALJ Patrick	10:00 a.m. C.03-06-016	(ECP) - John A. Phillips, Complainant, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco

7/21/03 ALJ O'Donnell Comr Kennedy	9:30 a.m. A.01-03-026	(EH) - Application of PacifiCorp (U 901-E) For an Order Authorizing an Immediate Interim Rate Increase, Subject to Refund and For Consideration of a Rate Stabilization Plan,  Commission Courtroom, San Francisco (also July 22)
7/21/03 ALJ Long Comr Brown	10:00 a.m. A.03-02-027	(PHC and EH) - Application of SFPP, LP pursuant to Commission Resolution No. O-0043 issued October 24, 2002,  Commission Courtroom, San Francisco (also July 22 – 25 at 9:30 a.m.)
7/21/03 ALJ Walwyn Comr Peevey	10:00 a.m. R.01-10-024	(EH) - Order Instituting Rulemaking to Establish Policies and Cost Recovery Mechanisms for Generation Procurement and Renewable Resource Development,  Commission Courtroom, San Francisco (also July 22 – 25; July 28 – August 1; and August 4 – August 8)
7/24/03 ALJ Gottstein Comr Kennedy	10:00 a.m. A.03-05-002	(PHC) - Annual Earnings Assessment Proceeding (AEAP) Application of Pacific Gas and Electric Company for Approval of Energy Efficiency Shareholder Incentives for Third Claim for Incentives for 1998 Accomplishments for Pre-1998 Programs, and for Recovery of Costs for the 2002 Interruptible Load Programs (U 39 M), and
	A.03-05-003	(PHC) - In the Matter of the Application of Southern California Gas Company (U904G) for Authority to Increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Year 1997 and Low-Income Program Years 2001 and 2002 in the 2003 Annual Earnings Assessment Proceeding ("AEAP"), and
	A.03-05-004	(PHC) - In the Matter of the Application of San Diego Gas & Electric Company for Approval of Incentives Associated with its Accomplishments for Low Income Program Year 2001 and Demand Response Program Expenditures in the 2003 Annual Earnings Assessment Proceeding ("AEAP"), and

A.03-05-009

(PHC) - In the Matter of the Application of Southern California Edison Company (U338-E) for Approval of Pre-1998 Demand-Side Management Earnings Claims, 2001 and 2002 Low Income Energy Efficiency Earnings Claims, and Interruptible Load Programs Memorandum Account Balances Recorded in 2002, and In Support of 2002 Energy Efficiency Program Performance Achievements,

**Commission Courtroom, San Francisco** 

7/28/03 10:00 a.m. ALJ Maloney A.02-11-044 Comr Peevey

(EH) - In the Matter of the Application of SAN GABRIEL VALLEY WATER COMPANY (U337W) for Authority to Increase Rates Charged for Water Service in its Fontana Water Company Division to increase revenues by \$11,573,200 or 39.1% in 2003, \$3,078,400 or 7.3% in 2004, \$3,078,400 or 6.8% in

Commission Courtroom, San Francisco (also July 29 – August 1)

2005, and \$3,079,900 or 6.4% in 2006,

7/28/03 ALJ McKenzie Comr Brown

10:00 a.m. I.02-05-001 (PHC) - Investigation into NOS
COMMUNICATIONS, INC. (U-5251-C), dba
International Plus, O11 Communications, Internet
Business Association (INETBA), I-Vantage Network
Solutions; AFFINITY NETWORK, INC. (U-5229-C),
dba QuantumLink Communications and HorizonOne
Communications; and the corporate officers of NOS or
ANI, to determine whether they have violated the laws,
rules, and regulations governing the manner in which
California subscribers are solicited, switched from one
presubscribed carrier to another, and billed for
telephone services,

Commission Courtroom, San Francisco

7/29/03 ALJ Simon Comr Kennedy 10:00 a.m. A.03-01-013

(PHC) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491,

Commission Courtroom, San Francisco

e and a control of the area		
7/30/03 ALJ Patrick	9:00 a.m. C.03-06-025	(ECP) - Lloyd, Complainant, vs. MCI WorldCom Communications, Inc., Defendant, Fresno State Building 2550 Mariposa Mall, Room 1007 Fresno, CA
7/31/03 ALJ McKenzie Comr Wood	10:00 a.m. C.92-04-007	( <b>PHC</b> ) - Communications Workers of America, Local 9415, Kathleen Kinchius, President, Complainant, vs. Pacific Bell, (U 1001 C), Defendant, <b>Commission Courtroom, San Francisco</b>
8/4/03 ALJ Bushey Comr Wood	10:00 a.m. A.02-11-057	(EH) - Application of Point Arena Water Works, Inc. for an order authorizing a rate increase in rates subject to refund producing additional annual revenues of \$70,137 or 56.9% for the test year 2002, Commission Courtroom, San Francisco
8/5/03 ALJ Thorson Comr Brown	2:00 p.m. & 7:00 p.m. A.03-01-034	( <b>PPH</b> ) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	( <b>PPH</b> ) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
	A.03-01-036	( <b>PPH</b> ) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
	A.03-01-037	(PPH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Selma City Hall Council Chamber 1710 Tucker St. Selma CA
		Also:

**Oroville City Hall Council Chamber** 

1735 Montgomery St.

Oroville, CA

8/6/03

2:00 p.m. &

7:00 p.m.

		8/12/03 1:00 p.m.	Palos Verdes Estates Council Chamber 340 Palos Verdes Drive West Palos Verdes Estates, CA
		8/12/03 6:00 p.m.	City of Torrance - Civic Center Library 3301 Torrance Blvd. Torrance, CA
8/7/03 ALJ O'Donnell Comr Brown	10:00 a.m. R.03-03-017	Commission's underlying iss	or Instituting Rulemaking on the sown Motion to re-examine the sues involved in the submetering discount me parks and to stay D.01-08-040, and
	I.03-03-018	Commission's underlying iss	or Instituting Investigation on the sown Motion to re-examine the sues involved in the submetering discount me parks and to stay D.01-08-040, and
	C.00-01-017	of the Resider Complainant, Limited Partn Defendants,	ert Hambly, for Himself and, On Behalf hts of Los Robles Mobilehome Park, vs. Hillsboro Properties, a California ership, and the City of Novato, Courtroom, San Francisco
8/12/03 ALJ Walker Comr Brown	10:00 a.m. C.02-07-044	(UCAN), Con Company, AC Defendants,	Utility Consumers' Action Network inplainant, v. Pacific Bell Telephone OL-Time Warner, Inc., Does 1-100,  Courtroom, San Francisco
8/12/03 ALJ TerKeurst Comr Lynch	2:00 p.m. & 7:00 p.m. A.02-09-043	and Electric C Public Conver Construction of Transmission San Mateo C 330 West 20 <sup>th</sup> San Mateo, C	ity Hall Council Chamber <sup>h</sup> Avenue

8/14/03 ALJ TerKeurst Comr Lynch	2:00 p.m. & 7:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  War Memorial Building San Bruno Recreation Center  Meeting Room A/B Crystal Springs Ave @ Oak Ave San Bruno, CA (also November 18, 2003 at 7:00 p.m.)
8/18/03 ALJ Walker Comr Wood	7:00 p.m. A.03-04-015	(PPH) - In the Matter of the Application of Park Water Company (U 314 W) for Authority to Increase Rates in its Central Basin Division as authorized by NOI 03-04-004: In 2004 of \$1,775,880 or 9.83% above revenues generated by present rates, in 2005 of \$671,705 or 3.39% above the revenues generated by the rates proposed for 2004, in 2006 of \$674,319 or 3.29% above the 2005 revenue requirements, Bellflower City Auditorium 16600 Civic Center Drive Bellflower, CA
8/19/03 ALJ Walker Comr Wood	10:00 a.m. A.03-04-015	(EH) - In the Matter of the Application of Park Water Company (U 314 W) for Authority to Increase Rates in its Central Basin Division as authorized by NOI 03-04-004: In 2004 of \$1,775,880 or 9.83% above revenues generated by present rates, in 2005 of \$671,705 or 3.39% above the revenues generated by the rates proposed for 2004, in 2006 of \$674,319 or 3.29% above the 2005 revenue requirements,  Commission Courtroom, State Office Building 320 West 4 <sup>th</sup> Street, Suite 500  Los Angeles, CA (also August 20 – 22)
8/22/03 ALJ Barnett	12:00 noon C.03-06-015	(ECP) - Lewis S. Fofanah, Complainant, vs. Pacific Bell Telephone Company, Defendant, Commission Courtroom, State Office Building 320 West 4 <sup>th</sup> Street, Conference Room A Los Angeles, CA

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8/22/03 ALJ Barnett	1	(ECP) - Mark Tzalka, Complainant, vs. Southern California Gas Company, Defendant, Commission Courtroom, State Office Building 320 West 4 <sup>th</sup> Street, Conference Room A Los Angeles, CA
8/25/03 ALJ Barnett	12:00 noon C.03-05-027	(ECP) - Marcia K. Houghton and Joe M. Vedda, Complainants, vs. Villa Madeira Park and Joe Mecaro, its manager, Defendant, Escondido Public Library Administration Office – Board Room 239 South Kalmia Street Escondido, CA
9/5/03 ALJ Barnett Comr Wood	10:00 a.m. C.01-01-032	(EH) - ENRON ENERGY SERVICES, INC. and ENRON ENERGY MARKETING CORP., Complainants, vs. PACIFIC GAS AND ELECTRIC COMPANY, Defendant, and
	C.01-01-051	(EH) - APS ENERGY SERVICES COMPANY, INC., Complainant, vs. PACIFIC GAS AND ELECTRIC COMPANY, Defendant, and
	C.01-03-001	(EH) - ABAG PUBLICLY OWNED ENERGY RESOURCES, Complainant, vs. PACIFIC GAS AND ELECTRIC COMPANY, Defendant, and
	C.01-09-011	(EH) - Enron Energy Services, Inc. and Enron Energy Marketing Corp., Complainants, vs. Pacific Gas and Electric Company, Defendant, Commission Courtroom, San Francisco
9/8/03 ALJ Walker Comr Brown	4:00 p.m. & 7:00 p.m. A.01-10-047	(PPH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,  Oxnard City Hall Council Chamber 305 West 3 <sup>rd</sup> Street Oxnard, CA

9/9/03 ALJ Walker Comr Brown	10:00 a.m. – 4:00 p.m. A.01-10-047	(EH) - In the Matter of the Application of the City of Oxnard for Authorization to construct Camino Del Sol, a public street, across the railroad tracks of the Union Pacific Railroad Company in the City of Oxnard, County of Ventura,  Oxnard City Hall Council Chamber  305 West 3 <sup>rd</sup> Street  Oxnard, CA (also September 10 – 11)
9/16/03 ALJ Bushey Comr Kennedy	10:00 a.m. C.03-02-003	(PHC) - Oakland Unified School District, Complainant, vs. TCG San Francisco (U-5454-C), and AT&T Communications of California (U-5002-C), Defendants, Commission Courtroom, San Francisco
9/24/03 ALJ DeBerry Comr Lynch	10:00 a.m. R.02-10-001	(EH) - Order Instituting Rulemaking on the Establishment of a Public Purpose Program Surcharge Pursuant to Assembly Bill (AB) 1002, Commission Courtroom, San Francisco (also September 25 - 26)
9/26/03 ALJ Long Comr Wood	10:00 a.m. A.02-12-027	(PHC) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
	A.02-12-028	(PHC) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue and base rates. (U 902-M), and
	I.03-03-016	(PHC) - Investigation on the Commission's Own Motion Into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company, Commission Courtroom, San Francisco
9/29/03 ALJ Long Comr Wood	9:00 a.m. A.02-12-027	(EH) - Application of SOUTHERN CALIFORNIA GAS COMPANY for authority to update its gas revenue requirement and base rates. (U 904 G), and
	A.02-12-028	(EH) - Application of SAN DIEGO GAS & ELECTRIC COMPANY for authority to update its gas and electric revenue requirement and base rates. (U 902-M), and

	I.03-03-016	(EH) - Order Instituting Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Gas Company and San Diego Gas & Electric Company,  Commission Courtroom, San Francisco (also September 30 – October 3; October 6 – 10; October 14 – 17; and October 20 – 24)
9/29/03 ALJ Thorson Comr Brown	9:00 a.m. – 3:00 p.m. A.03-01-034	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
	A.03-01-036	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
	A.03-01-037	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco (also September 30 – October 3)
9/30/03 ALJ Barnett Comr Wood	2:00 p.m. A.02-05-004	(PHC) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
	I.02-06-002 (PHASE 2)	(PHC) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco

10/7/03 ALJ Simon Comr Kennedy	9:00 a.m. A.03-01-013	(EH) - Application of the Pasadena Avenue Monterey Road Committee for variance of General Order 143B and authority to explore and enter into negotiations for consideration and implementation pursuant to Public Utilities Code (PUC) §§ 1202, 7604 as a pilot project as permitted by SB 1491, Commission Courtroom, San Francisco (also October 8 – 10)
10/7/03 ALJ Barnett Comr Wood	10:00 a.m. A.02-05-004	(EH) - Application of Southern California Edison Company (U 338-E) For Authority to, Among Other Things, Increase Its Authorized Revenues For Electric Service in 2003, And to Reflect That Increase in Rates, and
	I.02-06-002 (PHASE 2)	(EH) - Investigation on the Commission's Own Motion into the Rates, Operations, Practices, Service and Facilities of Southern California Edison Company, Commission Courtroom, San Francisco (also October 8 – 10; October 14 – 17; October 20 – 23; October 27 – 30; and November 3 – 6)
11/3/03 ALJ McVicar Comr Peevey	10:00 a.m. A.03-03-029	(EH) - In the Matter of the Application of San Diego Gas & Electric Company for Authority to Make Various Electric Rate Design Changes, Close Certain Rates, and Revise Cost Allocation Among Customer Classes Effective, January 1, 2004 (U 902-E), Commission Courtroom, San Francisco (also November 4 – 7; November 10 & November 12 – 14)
11/3/03 ALJ TerKeurst Comr Lynch	10:00 a.m. I.02-11-040	(EH) - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001, and

	I.03-02-033	(EH) - Order Instituting Investigation Whether San Diego Gas & Electric Company, Southern California Gas Company and Their Holding Company, Sempra Energy, Respondents, Have Complied With Relevant Statutes and Commission Decisions, Pertaining to Respondents' Holding Company Systems and Affiliate Activities, Commission Courtroom, San Francisco (also November 4 – 7 at 9:00 a.m.)
11/10/03 ALJ Simon Comr Brown	10:00 a.m. C.02-11-011	(PHC) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, Commission Courtroom, San Francisco
11/12/03 ALJ Thorson Comr Brown	9:00 a.m. – 3:00 p.m. A.03-01-034	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to increase Rates for Water Service in its Palos Verdes District, and
	A.03-01-035	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Oroville District, and
	A.03-01-036	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Selma District, and
	A.03-01-037	(EH) - Application of California Water Service Company (U 60 W) for an Order Authorizing it to Increase Rates for Water Service in its Dominguez District, Commission Courtroom, San Francisco (also November 13 – 14 and November 17 - 19)
11/17/03 ALJ Simon Comr Brown	9:00 a.m. C.02-11-011	(EH) - Telscape Communications, Inc. (U-6589-C), Complainant, vs. Pacific Bell Telephone Company (U-1001-C), Defendant, Commission Courtroom, San Francisco (also November 18 - 21)

11/18/03 ALJ TerKeurst Comr Lynch	2:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  San Mateo City Hall Council Chamber 330 West 20 <sup>th</sup> Avenue San Mateo, CA (also August 12, 2003 at 2:00 p.m. & 7:00 p.m.)
11/18/03 ALJ TerKeurst Comr Lynch	7:00 p.m. A.02-09-043	(PPH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project.,  War Memorial Building San Bruno Recreation Center  Meeting Room A/B  Crystal Springs Ave @ Oak Ave San Bruno, CA (also August 14, 2003 at 2:00 p.m. & 7:00 p.m.)
12/4/03 ALJ Terkeurst Comr Lynch	9:00 a.m. A.02-09-043	(EH) - In the Matter of the Application of Pacific Gas and Electric Company (U 39 E) for a Certificate of Public Convenience and Necessity Authorizing the Construction of the Jefferson-Martin 230 kV Transmission Project,  Commission Courtroom, San Francisco (also December 5 and December 8 – 10)  (Note: December 8 at 10:00 a.m. and the remaining days at 9:00 a.m.)
2/23/04 ALJ Duda Comr Peevey	9:30 a.m. R.93-04-003	(EH) - Rulemaking on the Commission's Own Motion to Govern Open Access to Bottleneck Services and Establish A Framework for Network Architecture Development of Dominant Carrier Networks, and
	I.93-04-002 (Verizon UNE Phase)	(EH) - Investigation on the Commission's Own Motion into Open Access and Network Architecture Development of Dominant Carrier Networks, Commission Courtroom, San Francisco (also February 24 – 27)

# NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the "Filing of Notice of Denial of Request for Ex Parte Meeting." The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission's Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

#### **NONE**

#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

#### **NONE**

#### NOTICE OF EX PARTE COMMUNICATIONS

Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.

6/13/03 A98-07-003 Pacific Gas and Electric Company, for verification, consolidation, and approval of costs and revenues in the Transition Revenue Account.

Summary: LATE FILED. On June 6, 2003, Daniel Douglass, counsel to the Alliance for Retail Energy Markets (AREM), met with Manuel Ramirez, advisor to Cmmr. Wood, in San Francisco. Also present were Brian Prusnek, advisor to Cmmr. Kennedy, Andrea Weller of Strategic Energy, Rebecca Schlanert of electricAmerica, and Roger Curtis of Macy's West. Subsequent to the proceeding, electronic copies of the AREM's July 8, 2002 comments filed in this proceeding were provided to Manuel Ramirez and Brian Prusnek. Parties indicated that the Commission should continue to direct an audit of the Power Exchange (PX) credits provided by Pacific Gas and Electric Company since the demise of the PX. Parties stated that such an audit is not necessary for either Southern California Edison Company or San Diego Gas & Electric Company.

Filer: Alliance for Retail Energy Markets, Strategic Energy, electricAmerica, Macy's West

Contact: Daniel W. Douglass Phone: (818) 596-2201

6/13/03 R01-10-024 Order Instituting Rulemaking to Establish Policies and

Cost Recovery Mechanisms for Generation

Procurement and Renewable Resource Development.

**Summary:** On June 11, 2003, Peter Cartwright, President and Chief Executive Officer, Calpine Corporation (Calpine) met with Pres. Peevey in San Francisco. Also present were Kevin Coughlan, advisor to Pres. Peevey, and James Macias, Executive Vice President, and Steven Schleimer, Director of Market and Regulatory Affairs, for Calpine. Calpine representatives discussed issues related to the motion filed by Calpine on May 9, 2003 requesting the provision of expedited guidance and authority to San Diego Gas & Electric Company (SDG&E) to enable it to satisfy its procurement needs for 2005. Calpine stated the need for the Commission to expeditiously take action necessary to ensure that can meet the resource needs of its ratepayers.

Filer: Calpine Corporation

Contact: Judy Pau Phone: (415) 276-6587

**Summary: AUGMENTATION REQUIRED.** On June 9, 2003, Paul C. Lacourciere, of Thelen Reid & Priest, LLP, attorney for Ridgewood Olinda LLC (Ridgewood), attended an all-party meeting with Cmmr. Brown. Also present was David Gamson, advisor to Cmmr. Brown. Lacourciere expressed Ridgewood's support for the proposed decision mailed on May 20, 2003, and requested that the Commission make no substantive changes to the PD's resolution of issues associated with establishing the market referent price, the least cost/best fit analysis and the flexibly compliance mechanism.

Filer: Ridgewood Olinda, LLC

Contact: Paul C. Lacourciere Phone: (415) 369-7601

email: placourciere@thelenreid.com

**Summary:** On June 11, 2003, Bruce Foster, Vice President of Regulatory Operations of Southern California Edison Company (SCE), sent to Cmmr. Brown a letter (attached to the notice). The letter concerns initiation of a proceeding to address issues related to the true-up of the Department of Water Resources revenue requirement for the 2001-2002 period.

Filer: Southern California Edison Company

Contact: Henry Romero Phone: (626) 302-4124

6/16/03 R01-10-024 Order Instituting Rulemaking to Establish Policies and

Cost Recovery Mechanisms for Generation

Procurement and Renewable Resource Development.

**Summary:** On June 9, 2003, Bruce Foster, Vice President of Regulatory Operations of Southern California Edison Company (SCE), met with Cmmr. Brown in an all-party meeting in San Francisco. Also present were Cmmr. Wood, David Gamson, advisor to Cmmr. Brown, Manuel Ramirez, advisor to Cmmr. Wood, Michael R. Hoover, Director

of Regulatory Affairs, SCE, Kent Harvey, William Stock, and Brian Cherry, of Pacific Gas and Electric Company, and Lad Lorenz, Lisa Urick, and Billy Blattner, of Sempra Energy. SCE urged the Commission to support the Peevey alternate with the following modifications: the scope of the disallowance cap should be expanded to include reasonableness of the Investor Owned Utilities' (IOU) compliance with their filed procurement plans; and reasonable timelines should be established for the decisions on the annual and quarterly submissions of IOUs regarding their compliance with their procurement plans. Foster explained that SCE is uncompensated for the administration of the Department of Water Resources' (DWR) contracts and for activities undertaken in compliance with SCE's procurement plans. Foster indicated that efforts to transfer the risk of these activities, especially gas procurement for the DWR, will further jeopardize SCE's credit quality and is in direct violation of Section 454.5(c) of the California Public Utilities Code.

Filer: Southern California Edison Company

Contact: Henry Romero Phone: (626) 302-4124

6/17/03 R01-10-024 Order Instituting Rulemaking to Establish Policies and

Cost Recovery Mechanisms for Generation

Procurement and Renewable Resource Development.

Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON June 9, 2003 AND APPEARED IN THE CALENDAR OF June 18, 2003. On June 4, 2003, Lad Lorenz, Electric and Gas Procurement Vice President, San Diego Gas & Electric Company (SDG&E), met with Pres. Peevey in an all-party meeting in San Francisco. Also present were Cmmr. Kennedy, Julie Fitch, advisor to Pres. Peevey, and other attendees listed on the attachment to the notice. Lorenz stated that SDG&E supports the proposed decision (PD) which incorporates most of the joint principles developed by SDG&E and The Utility Reform Network. Lorenz specifically indicated that SDG&E supported that PD's recommendations with respect to contract terms and unlimited forward banking of excess procurement and indicated that SDG&E was encouraged by the PD's recommendation for adoption of a REC-based accounting system. Lorenz also indicated that SDG&E disagreed with the PD's recommendations related to the treatment of energy and capacity in the market price referents and as part of least cost, best fit evaluation. Lorenz recommended that bidders should identify both capacity and energy costs, and that a project's total costs should be considered in the bid ranking. Lastly, Lorenz indicated SDG&E's support for the Commission's renewable portfolio program.

Filer: San Diego Gas & Electric Company

Contact: Renee Le Camus Phone: (415) 202-9986

**Summary:** On June 17, 2003, Noel A. Obiora, attorney for the Office of Ratepayer Advocates (ORA), met with Cmmr. Lynch in an all-party meeting in San Francisco. Also present were Aaron Johnson, advisor to Cmmr. Lynch, Don Smith, ORA analyst, and representatives of Pacific Gas and Electric Company, Southern California Edison Company, San Diego Gas & Electric Company, The Utility Reform Network, the Green

Power Institute, Center for Energy Efficiency and Renewable Technologies, the California Wind Energy Association, the Alliance for Retail Energy Markets, the Independent Energy Producers, the California Biomass Energy Alliance, Ridgewood Olinda, LLC, Solargenix Energy LLC, and Vulcan Power Company. ORA representatives stated that the split of energy and capacity values in the proposed decision of ALJ Allen and the alternate of Cmmr. Lynch was a better opinion than combining the two values for purposes of determining a market referent price. ORA further noted that requiring the utilities to seek pre-approval before allowing a significant deficit in the annual procurement target, does not reduce flexible compliance with the RPS program, but goes only to administration and implementation of the program. ORA also stated that pre-determined penalties should be imposed at the rate proposed by many parties, to wit, 5 cents per kilowatt-hour, despite the utilities' claim that such a rate was arbitrary.

Filer: Office of Ratepayer Advocates - Obiora

Contact: Sue Muniz Phone: (415) 703-5987

6/18/03 R01-10-024 Order Instituting Rulemaking to Establish Policies and

Cost Recovery Mechanisms for Generation

Procurement and Renewable Resource Development.

Summary: On June 13, Joe Kloberdanz, Manager of Electric Case Management, San Diego Gas & Electric Company (SDG&E), met with Cmmr. Lynch in an all-party meeting in San Francisco. Also present were Aaron Johnson, advisor to Cmmr. Lynch, Manuel Ramirez, advisor to Cmmr. Wood, Billy Blattner, SDG&E CPUC Relations Manager, and other attendees, listed on the attachment to the notice. Kloberdanz stated that SDG&E appreciates the inclusion of language in the alternate that indicates support for the SDG&E/The Utility Reform Network flexible compliance methodology, however the mechanism is not included in the alternate. Kloberdanz further stated that SDG&E does not support predetermined penalties and disagrees with the proposed and alternate decisions' recommendations related to the treatment of energy and capacity in the market price referents and as part of least cost, best fit evaluation. Kloberdanz recommended that bidders should identify both capacity and energy costs, and that a project's total costs should be considered in the bid ranking.

Filer: San Diego Gas & Electric Company

Contact: Renee Le Camus Phone: (415) 202-9986

6/18/03 C03-02-003 Oakland Unified School District vs. TCG San

Francisco and AT&T Communications of California

for unlawful charges for Centrex Services.

**Summary:** On June 17, 2003, David L. Wilner, Representative for the Oakland Unified School District, sent an email (attached to the notice) to the assigned ALJ Bushey and on the same date, June 17, 2003, Wilner had two telephone communications with the Chief ALJ Minkin. Copies of the email were also sent to the Chief ALJ Minkin, David Shantz and Katherine Morehouse of the Commission. Wilner expressed concern that

the Complainant may not receive a fair hearing in this matter. In the second telephone conversation with the Chief ALJ Minkin, Wilner stated that he decided not to seek a petition for reassignment at this time.

Filer: Oakland Unified School District

Contact: David L. Wilner Phone: (415) 898-1200